

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 16, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE SPC SHAUN THOMPSON OF THE UNITED STATES ARMY TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** The Board of County Commissioners presented SPC Shaun Thompson of the U.S. Army with a Certificate of Appreciation honoring him for his courageous commitment to our country while serving in Operation Iraqi Freedom. The Board commended his bravery and dedication to the cause of freedom. SPC Thompson was also presented with a medallion challenge coin from Danny Bare, Director of the Clermont County Veterans' Service Commission, a Certificate of Recognition and a medallion challenge coin from Sheriff Albert J. Rodenberg, and a Congressional Proclamation from Sara Dreier, on behalf of Congresswoman Jean Schmidt, honoring him for his service to our country and welcoming him home.

**LET THE RECORD SHOW:** The Board of County Commissioners recognized the Milford High School and Great Oaks Institute of Technology and Career Development's DECA Chapter that was recently named "Best in the Nation". Nine students from the Milford chapter received national recognition at the program's national competition held in Anaheim, California. DECA helps students to develop skills for successful business careers, build self-esteem, experience leadership and practice community service and is designed to develop future leaders in marketing, management and entrepreneurship. Ed Pregitzer, Marketing Teacher at Milford High School and Great Oaks Institute of Technology and Career Development, introduced 5 of his students, who provided brief descriptions of their projects. Mr. Pregitzer noted that he is extremely proud of their efforts and accomplishments and they were the best group in his 35 years of teaching.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 126-09/PAYMENT OF BILLS...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **126-09** resolving to approve payment to vendors in the total amount of \$2,563,176.04 as set forth in the General Ledger Distribution Report(s) and Procurement Card Transaction Report presented by the County Auditor 06/15/09, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...APPOINTMENTS AND/OR REAPPOINTMENTS OF REPRESENTATIVES TO SERVE ON THE CLERMONT COUNTY FAMILY SERVICES PLANNING COMMITTEE...09-0605-004...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to appoint and/or reappoint the following representatives to serve on the Clermont County Family Services Planning Committee for the term 07/01/09 through 06/30/11 for the purpose of gathering public input and reviewing and making program recommendations in developing and maintaining a community plan to implement Ohio Works First, pursuant to and in compliance with Section 329.06 of the Ohio Revised Code and other programs established under Chapter 5107(Ohio Works First Program) and Chapter 5108(Prevention, Retention, and Contingency Program) of the Ohio Revised Code:

Family Services Planning Committee Members
Tim McCartney, Director Clermont County Department of Job and Family Services 2400 Clermont Center Drive Batavia, Ohio 45103
Tim Dick, Deputy Director* Clermont County Department of Job and Family Services Children’s Protective Services Division 2400 Clermont Center Drive Batavia, Ohio 45103
Gretchen Behimer, Family and Children First Coordinator Clermont County Mental Health & Recovery Board 1088 Wasserman Way, Suite B Batavia, Ohio 45103
Debra Gordon, Government Relations Associate United Way & Community Chest 2400 Reading Road Cincinnati, Ohio 45202
Karen Scherra, Executive Director Clermont County Mental Health & Recovery Board 1088 Wasserman Way, Suite B Batavia, Ohio 45103
Sharon Woodrow, Superintendent Clermont County Board of Mental Retardation & Developmental Disabilities 2040 U.S. Route 50, P.O. Box 156 Batavia, Ohio 45103
Patty Stefanik, Manager Community Resource & Government Relations Comprehensive Community Child Care (4C) 1255 East McMillan Cincinnati, Ohio 45206
Berta Velilla, Director Clermont County Head Start 555 Cincinnati-Batavia Pike Cincinnati, Ohio 45245

(\*New Appointment)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;    Mr. Proud, Yea;    Mr. Humphrey, Aye.

**IN RE:            DEPARTMENT OF JOB AND FAMILY SERVICES...AWARD OF BID  
FOR THE PROVISION OF OFFICE SPACE RELATIVE TO THE  
CONTINUED PROVISION OF WORKFORCE DEVELOPMENT/  
EMPLOYMENT COUNSELING SERVICES AND EXECUTION OF THE  
LEASE AGREEMENT RELATIVE THERETO....09-0323-  
003...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to award the bid for the lease of office space relative to the continued provision of Workforce Development/Employment Counseling

Services by the Department of Job and Family Services, to Ron Jurgens, 1560 Harbor Sound Drive, Longboat Key, Florida 34228 for his bid designated Alternate "B" for the lease of 17,300 square feet of office space at a rate of \$15.16 per square foot which includes custodial services therefore as the lowest and best bid received on 04/30/09, and to execute the Lease Agreement for the premises located at 756 Old State Route 74, Cincinnati, Ohio 45245 in Union Township effective 07/01/09 through 06/30/11 in the amount of \$262,268.00 annually, payable monthly in the amount of \$21,855.67, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...  
REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 2008-04  
RELATIVE TO THE VILLAGE OF NEWTONSVILLE STORM DRAINAGE/ROADWAY  
IMPROVEMENTS PROJECT IN CONCERT WITH THE COMMUNITY DEVELOPMENT  
BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR 2008...09-0520-004...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to approve the request to advertise for bids for Project Number 2008-04 relative to the Village of Newtonsville Storm Drainage/Roadway Improvements Project, in concert with the Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2008, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 06/25/09, with bids to be received until **2:00 P.M. Local Time on Thursday, 07/09/09**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...  
PROGRAMMATIC AGREEMENT FOR COORDINATION WITH THE OHIO HISTORIC  
PRESERVATION OFFICE RELATIVE TO THE ADMINISTRATION OF PROGRAMS  
USING HOUSING AND URBAN DEVELOPMENT (HUD) ALLOCATED FUNDS WITH  
DELEGATED REVIEW RESPONSIBILITIES AUTHORIZED UNDER 24 CFR PART 58...09-0603-004...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Department of Community Planning and Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to authorize Edwin H. Humphrey, President of the Board, to execute a Programmatic Agreement by and between the County of Clermont, Ohio, and the Ohio Historic Preservation Office, 1982 Velma Avenue, Columbus, Ohio 43211-2497 relative to the Administration of Programs Using Housing and Urban Development (HUD) Allocated Funds with Delegated Review Responsibilities Authorized Under 24 CFR Part 58 to assure that by following the procedures outlined in the Agreement, the County will be able to meet its

obligations pursuant to Section 106 and Section 110(f) of the National Historic Preservation Act and its implementing regulations for the protection of historic properties and to provide the Ohio Advisory Council on Historic Preservation an opportunity to comment, effective through 12/31/11, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS & SECURITY...CONTRACT FOR PROFESSIONAL SERVICES WITH EMERGE TECHNOLOGIES, LLC. FOR THE PROVISION OF NETWORKING, DATA SECURITY, SOFTWARE INSTALLATION AND CONFIGURATION CONSULTING SERVICES...09-0609-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Brian L. Dunkle, Network Operations Manager, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Professional Services by and between the Board of Clermont County Commissioners and Emerge Technologies LLC., 1840 Airport Exchange Boulevard, Suite 110, Erlanger, Kentucky 41018 for the provision of Networking, Data Security, Software Installation and Configuration Consulting Services in accordance with the scope of services as identified in Exhibit A, attached thereto and made part thereof, for a total sum not to exceed \$5,000.00, including all charges and expenses therefore, effective 06/16/09 through 06/15/10 pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...2009 U.S. DEPARTMENT OF TRANSPORTATION MOTOR CARRIER IDENTIFICATION REPORT BIENNIAL UPDATE RELATIVE TO THE OPERATION OF INTERSTATE TRANSPORTATION SERVICES FOR SAME...09-0609-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the 2009 U.S. Department of Transportation Motor Carrier Identification Report Biennial Update with the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, Office of Research and Information Technology, IT Operations Division, MC-RIO, 1200 New Jersey Avenue SE, Washington DC, 20077-9385 , for U.S. Department of Transportation Number 1063916 relative to the operation of interstate transportation services for Calendar Year 2009, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE:            CLERMONT COUNTY WATER RESOURCES DEPARTMENT  
                     ...MAINTENANCE BOND AS SURETY FOR THE INSTALLATION OF A  
                     SEWER MAIN EXTENSION LOCATED IN BATAVIA TOWNSHIP...09-  
                     0603-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Maintenance Bond in the amount outlined below as surety for the installation of a Sewer Main Extension to serve the following location within Batavia Township:

Location	Township	Sewer
Kings Kars, Inc. 3329 State Route 222	Batavia	\$1,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;     Mr. Croswell, Yes;     Mr. Humphrey, Aye.

**IN RE:            CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
                     REQUEST TO ADVERTISE FOR BIDS FOR LAB ANALYSIS SERVICES  
                     FOR THE CLERMONT COUNTY WASTEWATER LAB...09-0601-  
                     001...APPROVED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Paul Braasch, Director, Office of Environmental Quality, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to approve the request to advertise for bids for Lab Analysis Services for the Clermont County Wastewater Lab, pursuant to the specifications therefore and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 06/25/09, scheduling a non-mandatory Pre-Bid Conference on 07/02/09, with bids to be received until **2:00 P.M. Local Time on 07/09/09**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County’s internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;     Mr. Humphrey, Aye;     Mr. Croswell, Yes.

**IN RE:            COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO  
                     THROUGH TRAFFIC ON APPLE ROAD IN BATAVIA TOWNSHIP...09-  
                     0611-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Apple Road in Batavia Township for the period of **Monday, 06/22/09 through Friday, 07/24/09**, for a culvert replacement, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mr. Proud, Yea;   Mr. Humphrey, Aye.

**IN RE:            COUNTY       ENGINEER...RECORD       PLAT       NUMBER       629-2642/DEDICATION PLAT FOR ADDITIONAL RIGHT-OF-WAY AND CROSS ACCESS EASEMENT ALONG STATE ROUTE 28 LOCATED WITHIN MIAMI TOWNSHIP...09-0610-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number 629-2642 for the dedication of additional right-of-way along State Route 28 and a cross access easement from O'Reilly Automotive, Inc. consisting of 0.193 acres located within Miami Township.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;   Mr. Croswell, Yes;   Mr. Humphrey, Aye.

**IN RE:            COUNTY       ENGINEER...STONELICK       HILLS       SUBDIVISION/STONELICK       TOWNSHIP...RELEASE       OF       A       COMBINED PERFORMANCE-MAINTENANCE BOND AND ACCEPTANCE OF STREET INTO THE STONELICK TOWNSHIP PUBLIC ROAD SYSTEM...04-0917-010...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Combined Performance-Maintenance Bond, previously converted to the Maintenance Bond Phase, for the following subdivision within Stonelick Township, and to accept the street in the length stated situated therein as a public road for placement into the Stonelick Township Public Road System:

Subdivision	Maintenance	Street/Length (miles)
Stonelick Hills Stonelick Township	\$21,000.00	Sherilyn Lane (0.67)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mr. Proud, Yea;   Mr. Humphrey, Aye.

**IN RE:            COUNTY ENGINEER...RESOLUTION NUMBER 127-09/RESOLUTION AUTHORIZING ACQUISITION BY CONTRACT IN LIEU OF APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY RONALD R. AND ROBERTA R. WARD IN CONCERT WITH PROJECT NUMBER BA-14-01 RELATIVE TO THE SR 125 AT AMELIA OLIVE BRANCH ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED IN BATAVIA AND PIERCE TOWNSHIPS...09-0306-008...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **127-09** authorizing the

purchase of real property owned by Ronald R. and Roberta R. Ward, 1406 State Route 125, Post Office Box 325, Amelia, Ohio 45102 for a portion of Parcel Number 03-49-28.-011A located in Batavia Township, which is necessary for Project Number BA-14-01 relative to the SR 125 at Amelia Olive Branch Road Intersection Improvement Project located within Batavia and Pierce Townships; consenting to the preparation of an Agreed Entry for Dismissal relative to Appropriation Case Number 2009CVH0632 as authorized in Resolution Number 41-09 adopted by the Board of County Commissioners on 03/16/09; acknowledging the value of land at \$32,460.00 of which \$1,470.00 has been deposited with the Clermont County Common Pleas Clerk of Courts; authorizing the issuance of payment of the remaining balance of \$30,990.00; and authorizing execution of the Settlement Agreement relative thereto, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH W. E. SMITH CONSTRUCTION FKA SMITH CONSTRUCTION FOR PROJECT NUMBER LS-01-08 RELATIVE TO THE NEVILLE-PENN SCHOOLHOUSE AND CLERMONTVILLE-LAUREL ROAD LANDSLIDE STABILIZATION PROJECTS LOCATED IN MONROE AND WASHINGTON TOWNSHIPS...08-0820-004...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Contract with W. E. Smith Construction, fka Smith Construction, 2030 Bauer Road, Blanchester, Ohio 45107 previously ratified by the Board of County Commissioners on 11/25/08, for Project Number LS-01-08 relative to the Neville-Penn Schoolhouse and Clermontville-Laurel Road Landslide Stabilization Projects located in Monroe and Washington Townships which represents a decrease in the amount of \$2,117.02, for a total adjusted contract price to date of \$180,845.68 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...CONTRACT FOR PROFESSIONAL SERVICES WITH CLERMONT RECOVERY CENTER, INC. FOR THE PROVISION OF INTENSIVE SUPERVISION PROBATION SERVICES FOR FELONY OFFENDERS FOR SAME...09-0608-002...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the Board of County Commissioners of Clermont County, Ohio, on behalf of the Clermont County Court of Common Pleas/Adult Probation Department, and Clermont Recovery Center, Inc., 1088 Wasserman Way, Suite C, Batavia, Ohio 45103 for the provision of Intensive Supervision Probation Services for Felony Offenders released from prison, halfway houses, the Butler/Clermont/Warren Counties Community-Based Correctional Facility or the River City Correctional Facility, for an amount

not to exceed \$25,070.00, effective 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions set forth therein and in concert with the Community-Based Corrections Act 407 Non-Residential Felony Grant Prison Diversion Program ratified by the Board of County Commissioners on 06/10/09.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY AUDITOR...ACCEPTANCE OF PROPOSAL OF TYLER TECHNOLOGIES, INC. FOR THE ACQUISITION OF AN ACCOUNTING AND PAYROLL/HR SYSTEM FOR THE COUNTY OF CLERMONT, OHIO, AND EXECUTION OF THE AGREEMENT AND ADDENDUM TO THE AGREEMENT WITH TYLER TECHNOLOGIES, INC. RELATIVE THERETO...09-0115-004...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Linda L. Fraley, County Auditor, with the concurrence of David L. Spinney, County Administrator, to accept the Proposal of Tyler Technologies, Inc., 370 U.S. Route One, Falmouth, Maine 04105 for the acquisition of an Accounting and Payroll/HR System for the County of Clermont, Ohio, pursuant to the specifications and their responsive proposal therefore received on 03/20/09 and to execute the Agreement and the Addendum to the Agreement by and between the County of Clermont, Ohio, and Tyler Technologies, Inc., for the furnishing, delivery, installing, and implementing of the Accounting and Payroll/HR System for the County of Clermont, Ohio, for a total amount not to exceed \$1,047,695.00 pursuant to and in compliance with the terms and conditions set forth therein and contingent upon the issuance and receipt of the purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 128-09/RESOLUTION APPROVING TERMS OF SETTLEMENT OF CLAIM RELATIVE TO CASE NUMBER C-1-03-572, UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT, WESTERN DIVISION, ...09-0612-003...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Elizabeth Mason, Assistant Prosecuting Attorney, to adopt Resolution Number **128-09** resolving to approve the Settlement Agreement and Release of Claim to be entered into by Michelle M. Hendricks, nka Michelle Collins, Stephen E. Imm, Esq., Katz, Greenberger and Norton, LLC, and Chief Deputy Chris Willis relative to Case Number C-1-03-572, United States District Court, Southern District, Western Division, Fourth Cause of Action in the amount of \$60,000.00 pursuant to and in compliance with the terms and conditions set forth therein and designated Exhibit "A" attached thereto and made a part thereof; resolving to authorize Chief Deputy Christopher J. Willis to execute the referenced Settlement Agreement and Release of Claim; and further resolving to authorize and direct the representatives of the Office of the Clermont County Prosecutor on behalf of the Board of County Commissioners to conclude the settlement, obtain the necessary warrants from the Clermont County Auditor or other documents to insure that the pending litigation is concluded in concert with the referenced Settlement Agreement and Release of Claim.



Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mr. Proud, Yea;   Mr. Humphrey, Aye.

**IN RE:       REQUESTS FROM VARIOUS DEPARTMENTS TO JOIN  
PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR  
REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE  
THERETO...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2009 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
Clermont County Municipal Court/Adult Probation Department Joe Ellison, Member Greg Hall, Alternate Member DC# 09-0603-001	Ohio Chief Probation Officers Association	\$150.00	01/01/09 through 12/31/09

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;   Mr. Croswell, Yes;   Mr. Humphrey, Aye.

**IN RE:       MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR  
THE PROVISION OF MAINTENANCE ON OFFICE  
EQUIPMENT...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
County Sheriff DC# 09-0605-006	Simplex Grinnell LP 8910 Beckett Road West Chester, Ohio 45069	Simplex Time Recorder S/N: B84742FV	\$157.00	07/01/09 through 06/30/10
County Sheriff DC# 09-0605-007	Simplex Grinnell LP 8910 Beckett Road West Chester, Ohio 45069	Simplex Time Recorder S/N: B84875GV	\$157.00	08/01/09 through 07/31/10

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mr. Proud, Yea;   Mr. Humphrey, Aye.

**IN RE:            BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY  
                         ACTIONS FOR FISCAL YEAR 2009...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2009:**

\$    60,000.00	General Fund Insurance/Health/Judgments	100-1012-5300	Purchased Services
\$     5,000.00	Sheriff Concealed Handgun Fund	231-4407-5700	Materials & Supplies
\$   270,000.00	Detention Fund	401-1019-7000	Reimbursements/Transfers/Advances
\$   250,000.00	Sewer Construction Fund	651-8511-5300	Purchased Services

**BUDGET TRANSFER OF FUNDS:**

\$     3,408.03	From General Fund 100-2111-5112 to 100-2111-5132 (Jury Commission Regular Salary to Retirement Payout)
\$   20,000.00	From General Fund 100-4010-5200 to 100-4010-5121 (Communications Center Fringe Benefits to Overtime)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;    Mr. Croswell, Yes;    Mr. Humphrey, Aye.

**IN RE:            BOARD OF COUNTY COMMISSIONERS...REQUEST TO ESTABLISH  
                         A CAPITAL PROJECTS FUND TO ACCOUNT FOR FUNDS RELATIVE  
                         TO THE ACQUISITION AND IMPLEMENTATION OF AN  
                         ACCOUNTING AND PAYROLL/HUMAN RESOURCES SYSTEM AND  
                         APPROPRIATION OF FUNDS THEREFORE...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the request of Linda L. Fraley, County Auditor, to establish a Capital Projects Fund identified as **Accounting and Payroll/HR System Fund 436**, under authority of Ohio Revised Code Section 5705.13 (C), relative to the acquisition and implementation of an accounting and payroll/human resources system, to be funded through transfer of General Fund non-operating fund balance in an amount estimated not to exceed \$1,500,000 over a two year period; to modify cost center **1029** to **Auditor-Debt Service/Captial Projects**; and further to approve changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) as outlined in the following table and to authorize Linda Fraley, County Auditor, to properly record same contingent upon the issuance of an Amended Official Certificate of Estimated Resources relative thereto:

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2009:**

\$    70,000.00	Accounting and Payroll/HR System Fund	436-1029-5300	Purchased Services
\$   130,000.00	Accounting and Payroll/HR System Fund	436-1029-5700	Materials & Supplies

\$ 1,300,000.00	Accounting and Payroll/HR System Fund	436-1029-6600	Capital Outlay
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;   Mr. Croswell, Yes;   Mr. Humphrey, Aye.

**IN RE:        TRAINING   AND   TRAVEL   REQUESTS...REIMBURSEMENT   OF  
EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2009 and any and all amendments subsequent thereto:

**PROSECUTING ATTORNEY**

**Mary Lynne Birck and Elizabeth Mason:** Two (2) days – Oxford, Ohio – The 35<sup>th</sup> Annual Federal Law Seminar – Total expenses not to exceed \$314.70.

**Allan Edwards:** One (1) day – Cincinnati, Ohio – National Business Institute Seminar entitled “Eminent Domain: Key Trial Tactics” – Total expenses not to exceed \$345.60.

**COUNTY AUDITOR**

**Linda L. Fraley and Jennifer Hartley:** Two (2) days – Columbus, Ohio – Ohio Society of Certified Public Accountants Independent Public Accountant Conference – Total expenses not to exceed \$675.00.

**CLERMONT COUNTY MUNICIPAL COURT**

**Judge Thomas R. Herman:** One (1) day – Columbus, Ohio – Supreme Court of Ohio Judicial Candidate Seminar – Total expenses not to exceed \$140.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Brenda Gilreath and Jemina Ott:** One (1) day – Troy, Ohio – Ohio Child Support Directors Association Cincinnati District Meeting – Total expenses not to exceed \$40.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mr. Proud, Yea;   Mr. Humphrey, Aye.

**IN RE:        PERSONNEL ACTION FORM...APPROVED**

\*    THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Work Session of **06/01/09** carried with Commissioners Croswell and Proud voting affirmatively thereon. Commissioner Humphrey abstained.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROPOSED ANNUAL TAX  
BUDGET PRESENTATION FOR THE COUNTY OF CLERMONT, OHIO,  
FOR FISCAL YEAR 2010...09-0529-002**

**LET THE RECORD SHOW:** Sukie Scheetz, Director, Office of Management and Budget, provided the Board of County Commissioners with a copy of the proposed draft Annual Tax Budget for the County of Clermont, Ohio, for Fiscal Year 2010, attached hereto and made a part hereof, and presented an overview thereof. David L. Spinney, County Administrator, provided a summary of the General Fund budget policies. Ms. Scheetz outlined the revenue and expenditure trends in all County budgeted funds, tax budgets by programs, general issues with the 2010 County tax budget, General Fund operating revenues and expenditures, issues in the General Fund tax budget, and the impact of the tax budget on the County in 2010. The Annual Tax Budget Public Hearing will be held on Wednesday, June 24, 2009, at 2:30 P.M.

**LET THE RECORD SHOW:** That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **06/16/09** carried with all members present voting affirmatively thereon.

**LET THE RECORD SHOW:** That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 3:24 P.M.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT  
ROBERT L. PROUD, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 06/16/09**